



EXPRESS MAIL NO. EL615212895US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:  
Kurt C. Gish, *et al.*

Application Serial No. 09/747,371

Filed: December 21, 2000

For: **NOVEL METHODS OF DIAGNOSING  
BREAST CANCER, COMPOSITIONS,  
AND METHODS OF SCREENING FOR  
BREAST CANCER MODULATORS**

Art Unit: 1634

Examiner: Johannsen, Diana B.

Confirmation No.: 8631

Attorney's Docket No:  
05882.00128.NPUS00

**RESPONSE TO NOTICE OF NON-RESPONSIVE AMENDMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This is a Response to the Notice of Non-Compliant Amendment dated May 16, 2003. This Response is submitted prior to, or including the extended due date of **August 16, 2003**. A petition for a one (1) month extension of time and the requisite fee are enclosed herewith. If any further fees are required in order to maintain the pendency of the instant application, the Examiner is expressly authorized to charge such to Deposit Account No. 08-3038. The Applicants respectfully contend that the filing of the following amendment is compliant with the revised 37 C.F.R. § 1.121, and the Examiner is respectfully requested to enter the amendment and reconsider the application.